



## U.S. Department of Justice

United States Attorney  
Southern District of New York

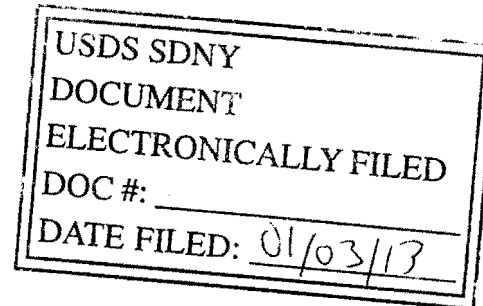
The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

January 2, 2013

**BY FAX**

The Honorable Leonard B. Sand  
United States District Judge  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street, Room 1650  
New York, New York 10007

Re: United States v. Darwin Melo,  
08 Cr. 1050 (LBS)



Dear Judge Sand:

On November 29, 2012, the Darwin Melo, through counsel, submitted a letter to Your Honor requesting resentencing pursuant to Federal Rule of Criminal Procedure 35. On December 3, 2012, Your Honor entered an Order directing the United States Attorney for the Southern District of New York to respond by ~~January 20, 2012~~. Since the AUSA who originally handled this matter has since left the United States Attorney's Office, no one received Your Honor's Order. In light of the foregoing, the Government respectfully requests two weeks to respond. Were the Court to grant this request, the Government's response would be due by January 16, 2013.

**MEMO ENDORSED**

Respectfully submitted,

PREET BHARARA  
United States Attorney

*Leonard B. Sand*  
*Adjournment granted on*  
*consent.*

01/03/13

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cc: J. Roberto Cardenas (by email)